IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 29TH OCTOBER 2007 / 7TH KARTHIKA 1929

WP(C).No. 17051 of 2007(E)

PETITIONERS:

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1. JACOB VARKEY, S/O VARKEY, AGED 49 YEARS,
   PALAKKADAN HOUSE, NELLIKUZHY P.O.,
   KOTHAMANGALAM, ERNAKULAM DISTRICT.

2. THOMAS AUGUSTINE,
   S/O.AUGUSTINE, AGED 49 YEARS,
   VATTAKKAVUNGAL, MANGUA P.O., CHINNAR,
   IDUKKI DISTRICT.

BY ADV. SRI.G.HARIHARAN

RESPONDENT:

ADIMALI GRAMA PANCHAYAT,
ADMIMALI,
IDUKKI DISTRICT.

BY ADV. SRI.LATHEESH SEBASTIAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX(WPC 17051/07)

PETITIONERS' EXTS.:

EXT.P1: TRUE COPY OF THE NOTICE DATED 11.5.07 ISSUED BY THE RESPONDENT PANCHAYAT TO THE BUS OPERATORS' ASSOCIATION.

EXT.P2: TRUE COPY OF THE BUS STANDS TOLL FEE RECEIPT WITH NO.51 COLLECTED BY THE PANCHAYAT.

EXT.P3: TRUE COPY OF PHOTOGRAPHS SHOWING THE INCONVENIENCE CAUSED TO PASSENGERS DUE TO LACK OF FACILITIES IN THE BUS STAND AT ADIMALI EVEN WITHOUT PROVIDING FOR A BUS BAY.

PIUS C. KURIAKOSE,J.

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W.P.(C) No.17051 of 2007

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Dated: 29th October, 2007

JUDGMENT

It is not disputed that the petitioners have statutory remedy by way of appeal against the decision of the Panchayat Committee which is impugned in this Writ Petition. I dispose of the Writ Petition relegating the petitioners to that remedy before the Tribunal for Local Self Government Institutions, Trivandrum. It is clarified that this court has not decided on the merits of the grounds raised.

srd **PIUS C.KURIAKOSE, JUDGE**